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Filing date: **04/04/2008**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| | |
|---------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Proceeding | 91177215 |
| Party | Plaintiff ALBERTO-CULVER INTERNATIONAL, INC. |
| Correspondence Address | Craig S. Fochler Foley & Lardner LLP 321 North Clark Street, Suite 2800 Chicago, IL 60610-4764 UNITED STATES cfochler@foley.com, cmandly@foley.com, edepakakibo@foley.com |
| Submission | Motion to Suspend for Settlement Discussions |
| Filer's Name | Charles R. Mandly, Jr. |
| Filer's e-mail | cmandly@foley.com, jolsen@foley.com, ptomailchicago@foley.com |
| Signature | /Charles R. Mandly, Jr./ |
| Date | 04/04/2008 |
| Attachments | MOS_3VO.pdf (3 pages)(15142 bytes) |

THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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|--------------------------------------|---|-------------------------|
| ALBERTO-CULVER INTERNATIONAL, INC.) |) | |
| Opposer, |) | Opposition No. 91177215 |
| v. |) | |
| 998232 ALBERTA LTD. |) | |
| Applicant. |) | |
| _____ |) | |

MOTION TO SUSPEND PROCEEDING

Opposer, Alberto-Culver International, Inc. ("Alberto-Culver"), in accordance Rule 2.117(c) of the Trademark Rules of Practice, 37 C.F.R. § 2.117(c), moves this Board for entry of an order suspending this proceeding. Alberto-Culver believes that the following facts establish good cause for the requested relief:

1. The parties have been engaged in settlement negotiations to resolve the issues underlying this proceeding.
2. In connection with these negotiations, *pro se* applicant, 998232 Alberta Ltd. ("Applicant"), has expressed an intent to abandon the opposed application.

3. Alberto-Culver believes that additional time is required to attempt to complete these settlement negotiations to attempt to avoid further recourse to the Board.

The requested suspension is not sought merely for purposes of delay or any other improper purpose.

Respectfully submitted,

FOLEY & LARDNER LLP

Date : April 4, 2008

/Charles R. Mandly, Jr./

Charles R. Mandly, Jr.
321 North Clark Street, Suite 2800
Chicago, Illinois 60610
Telephone No.: (312) 832-4500
Facsimile: (312) 832-4700

Attorneys for Opposer
Alberto-Culver International, Inc.

CERTIFICATE OF SERVICE

I, Charles R. Mandly, Jr., counsel for opposer, hereby certify that a copy of this MOTION TO SUSPEND PROCEEDING was served upon applicant, 998232 Alberta Ltd., ATT’N: Chad Welechenko, Director of Marketing, 5923 3rd Street SE, Calgary T2H1K3, Canada, on April 4, 2008, by first class mail, postage prepaid.

_____/Charles R. Mandly, Jr./
Charles R. Mandly, Jr.